

## SENATE BILL No. 83

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### DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 9-22-1.

**Synopsis:** Sale of abandoned vehicles. Limits the amount that the bureau of motor vehicles may pay for the towing of an abandoned vehicle under normal circumstances to \$100. Permits the bureau to pay claims over \$100 under certain conditions. Limits the amount that the bureau may pay for storage of an abandoned vehicle to \$25 per day for a maximum of 30 days. Requires that payment of claims for towing services out of the proceeds of the sale of an abandoned vehicle must be given priority over the payment of other claims. Permits the bureau to adopt rules to increase the allowable towing and storage charges.

**Effective:** July 1, 2002.

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**Bowser**

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December 7, 2001, read first time and referred to Committee on Transportation and Interstate Cooperation.

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PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2001 General Assembly.

## SENATE BILL No. 83

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 9-22-1-28 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 28. (a) This section  
3 applies to sales of abandoned vehicles by the bureau.  
4 (b) The proceeds from the sale of abandoned vehicles or parts shall  
5 be deposited in the abandoned vehicle fund to be established by the  
6 bureau after allocation for towing and storage charges **as described in**  
7 **subsections (c), (d), and (e).**  
8 (c) **The maximum amount that the bureau may pay for normal**  
9 **towing service of an abandoned vehicle is one hundred dollars**  
10 **(\$100). The bureau may pay claims for more than one hundred**  
11 **dollars (\$100) if the claim is presented in writing and outlines the**  
12 **unusual circumstances and services provided.**  
13 (d) **The maximum amount that the bureau may pay for storage**  
14 **charges of an abandoned vehicle may not exceed twenty-five**  
15 **dollars (\$25) per day for a maximum of thirty (30) days. The**  
16 **bureau shall calculate the number of days a vehicle is in storage**  
17 **from the day the vehicle was towed to the storage facility or**



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1 released from a police hold.

2 (e) Payment of claims for towing services for an abandoned  
3 vehicle out of the proceeds of the sale of the abandoned vehicle  
4 must be given priority over the payment of other claims.

5 ~~(e)~~ (f) At the end of a state fiscal year, money deposited by the  
6 bureau in excess of thirty-seven thousand dollars (\$37,000) shall be  
7 transferred from the abandoned vehicle fund to the motor vehicle  
8 highway fund account.

9 SECTION 2. IC 9-22-1-29 IS AMENDED TO READ AS  
10 FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 29. (a) The bureau may  
11 adopt rules under IC 4-22-2 to administer this chapter, **including the**  
12 **following:**

13 (1) Rules to increase, with the approval of the commission, the  
14 maximum amount that the bureau may pay for normal towing  
15 services described in section 28(c) of this chapter.

16 (2) Rules to increase, with the approval of the commission, the  
17 maximum that the bureau may pay for storage charges of an  
18 abandoned vehicle described in section 28(d) of this chapter.

19 (b) The bureau shall adopt rules under IC 4-22-2 to establish the  
20 guidelines for determining the estimated value of the vehicles.

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